



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Naoyuki MISHIMA

Customer No.: 004372

Application No.: 10/764,480

Confirmation No.: 6281

Filed: January 27, 2004

For: SURFACE ACOUSTIC WAVE DEVICE AND METHOD OF FABRICATING THE SAME

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

**Mail Stop: Missing Parts**

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

July 20, 2004

Sir:

In response to the Notice to File Missing Parts of Application dated June 14, 2004 (copy attached), the following are enclosed:

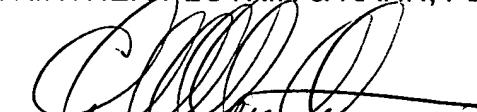
Check # 408858 includes the amount of \$1094.00 for payment of the required filing and surcharge fees noted in the Notice to File Missing Parts;

The Examiner is respectfully requested to acknowledge that all of the requirements of 35 U.S.C. §111 have been met.

Please charge any fee deficiency or credit any overpayment to Deposit Account No. 01-2300 referencing Attorney Docket No. 025720-00022.

Respectfully submitted,

ARENT FOX KINTNER PLOTKIN & KAHN, PLLC



Charles M. Marmelstein  
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Atty. Docket No.: 025720-00022

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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/764,480         | 01/27/2004             | Naoyuki Mishima       | 025720-00022           |

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CONFIRMATION NO. 6281  
 FORMALITIES LETTER



\*OC000000012932823\*

Date Mailed: 06/14/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/21/2004 AOSMANI 00000033 10764480

01 FC:1001 770.00 OP  
 02 FC:1201 86.00 OP  
 03 FC:1202 108.00 OP  
 04 FC:1051 130.00 OP

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$194** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$1094** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$194**

- **\$86** for 1 independent claims over 3.
- **\$108** for 6 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

M. WAHLÉ

Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 1 - ATTORNEY/APPLICANT COPY